

MINUTES

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

HON. KEITH WATKINS JUDGE AT MONTGOMERY, ALABAMA

DATE COMMENCED NOVEMBER 6, 2006 AT 10:10 A.M./P.M.

DATE COMPLETED NOVEMBER 9, 2006 AT 4:15 A.M./P.M.

J.S.

Plaintiff

vs

Curt Campbell
Defendant

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CIVIL ACTION NO.

2:05cv928-WKW

<u>PLAINTIFF(S) / GOVERNMENT</u>	<u>APPEARANCES</u>	<u>DEFENDANT(S)</u>
Atty. K. Anderson Nelms	X	Atty. Rick Howard
Atty. Jay Lewis	X	Atty. April McKay
	X	
	X	
<u>COURT OFFICIALS PRESENT:</u>		
Ann Roy	Josh Segall	Risa Entrekin
Courtroom Clerk	Law Clerk	Court Reporter

JURORS

1. <u>Dale Ray Bolton</u>	6. <u>Arlona Dionne Shipmon</u>
2. <u>Willie F. Boswell</u>	7. <u>Ann Mobley Shoemaker</u>
3. <u>Stephanie Thompson Durel</u>	8. <u>Daniel Keith Smith</u>
4. <u>Reginald Allen Giles</u>	9. _____
5. <u>Norma Jean Payne</u>	10. _____

COURTROOM PROCEEDINGS:**JURY SELECTION/JURY TRIAL**

11/6/06

10:10 a.m. Court convened. Sidebar (on the record) - discussion regarding proposed jury venire questions. General multiple voir-dire conducted in CA Nos. 2:03cv1181-WKW, 2:05cv928-WKW

11:12 a.m. Jury selection held in 2:05cv-928-WKW.

11:25 a.m. Jury seated, sworn and excused until 11/8/06.

MINUTES

JURY TRIAL COMMENCING 11/8/06 BEFORE JUDGE KEITH WATKINS
CA NO. 2:05cv928

11/8/06

9:41 a.m. Preliminary Matters - Hearing (on the record) re [43] objections to defendant's exhibits 2A-2G, 3,6-9 and 14 if offered and plaintiff's exhibits 2A,3,4 and 5 if offered. Court reserves ruling.

11:11 a.m. Court convened. Witness rule invoked. Jurors seated. Court's Preliminary Instructions.

11:25 a.m. Plaintiff's opening statement (12 Minutes - Mr. Nelms)

11:37 a.m. Defendant's opening statement (16 Minutes - Mr. Howard)

11:51 a.m. Lunch

1:05 p.m. Plaintiff's evidence commences.

2:45 p.m. Break

3:00 p.m. Evidence resumes.

5:00 p.m. Court recessed until 9:00 a.m., November 9, 2006.

11-9-06

9:00 a.m. Court reconvenes. Plaintiff's evidence continues.

9:45 a.m. Plaintiff rests. Sidebar (on the record). Defendant's ORAL MOTION for Judgment as a Matter of Law. ORAL ORDER denying motion.

9:50 a.m. Defendant's evidence commenced.

10:30 a.m. Break

11:00 a.m. Defendant's evidence continues.

11:05 a.m. Defense rests. Sidebar (on the record); defendant's renewed ORAL MOTION for Judgment as a Matter of Law; Court's ORAL ORDER denying motion.

11:10 a.m. Lunch.

1:00 p.m. Charge conference. Parties' objections to charges and verdict form. Court rules on objections as stated in the record. Court to correct charges. Court overrules defendant's objection to verdict form.

1:45 p.m. Jury seated. Plaintiff's closing arguments (19 Minutes - Mr. Nelms). Defendant's closing arguments (14 Minutes - Mr. Howard). Plaintiff's rebuttal argument (6 Minutes - Mr. Nelms).

2:25 p.m. Court's Jury Charge.

3:05 p.m. Jury excused to deliberate.

4:10 p.m. JURY VERDICT in favor of defendant. Judgment to issue.

4:15 p.m. Jury excused.
Court adjourned.